

# United States District Court

DISTRICT OF

MASSACHUSETTS

FIRST ACT INC.

2003 DEC 24 A 11:38

SUMMONS IN A CIVIL CASE  
DISTRICT COURT  
DISTRICT OF MASS.

V.

CASE NUMBER:

KIDZ TOYZ, INC. and CHRISTMAS TREE  
SHOPS, INC.

03-12507-EFH

TO: (Name and address of defendant)

Christmas Tree Shops, Inc.  
261 White's Path  
South Yarmouth, MA 02664

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Joel R. Leeman, Esq.  
BROMBERG & SUNSTEN LLP  
125 Summer Street  
Boston, MA 02110

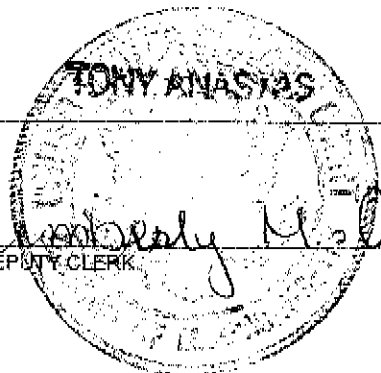
an answer to the complaint which is herewith served upon you, within 20 (twenty) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

CLERK

(BY) DEPUTY CLERK

DATE

December 12, 2003



AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE 12/16/03
NAME OF SERVER (PRINT) James J. Murray	TITLE Process Server

Check one box below to indicate appropriate method of service

☒ Served personally upon the defendant. Place where served: Christmas Tree Shops, 261 Whites Path, South Yarmouth, MA-accepted by Elizabeth A. Roderick.

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted: \_\_\_\_\_

☐ Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 12/16/03  
Date

Signature of Server

6 Beacon Street, Suite 825

Address of Server

Boston, MA 02108

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.